

MEMO ENDORSED

WILMERHALE

June 3, 2013

Peter J. Macdonald

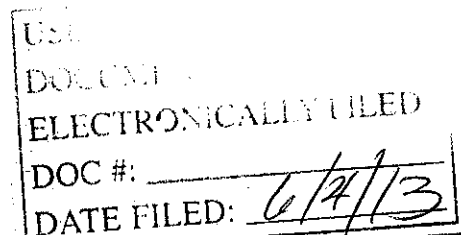
VIA FACSIMILE

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Honorable Cathy Seibel  
 United States District Court for the Southern District of  
 New York  
 The Honorable Charles L. Brieant Jr. Federal Building and  
 United States Courthouse  
 Room 218  
 300 Quarropas Street  
 White Plains, NY 10601-4150

Re: *Bozella v. County of Dutchess, et al, No. 10 Civ. 4917 (S.D.N.Y.)*

Dear Judge Seibel:

I write on behalf of Plaintiff Dewey R. Bozella regarding Defendants' Objections to the May 16, 2013 Decision of Magistrate George A. Yanthis (the "Objection"), which Defendants' filed on May 30, 2013 pursuant to Federal Rule of Civil Procedure 72(a). The purpose of my letter is to request the opportunity to submit a response to the Objection (unless the Court deems it unnecessary).

Although Rule 72(a) does not specifically address the filing of a response, the Advisory Committee Notes (1983) to Rule 72(a) state that it is "contemplated that a party who is successful before the magistrate will be afforded an opportunity to respond to objections raised to the magistrate's ruling." Mr. Bozella is prepared to submit a memorandum in opposition to the Objection by June 10, 2013 (or on any other date set by the Court).

Respectfully submitted,

  
 Peter J. Macdonald

cc: Patrick T. Burke, Esq. (via email)

Application Granted + Denied  
 So Ordered.

*Cathy Seibel*  
 Cathy Seibel, U.S.D.J.

Dated: 6/3/13

*Defendants are ordered to send a courtesy copy of the objection papers to chambers if they have not already done so.*

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From Peter J. Macdonald

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Re **Bozella v. County of Dutchess, et al, No. 10 Civ. 4917 (S.D.N.Y.)**

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